

10/500286 #2

DT04 Rec'd PCT/PTO 29 JUN 2004

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q81852

Yusuke WAKABAYASHI, et al.

Appln. No.: Based on PCT/JP03/10599

Confirmation No.: Not Yet Assigned

Group Art Unit: Not Yet Assigned

Filed: June 29, 2004

Examiner: Not Yet Assigned

For: BEARING APPARATUS

INFORMATION DISCLOSURE STATEMENT

UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents, other than any U.S. patents and patent publications, is submitted herewith.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under § 1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

INFORMATION DISCLOSURE STATEMENT
U.S. Appl. No.: Based on PCT/JP03/10599

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a Communication from a foreign patent office in a counterpart application citing such documents, together with an English-language version (if not already included) of at least that portion of the Communication indicating the degree of relevance found by the foreign patent office.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant submits the following explanations:

English language abstracts, submitted herewith, constitute concise statements of relevance for JPA Nos. 10-82423, 6-81030, 2002-180216 and 2002-022248.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,

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WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: June 29, 2004

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for Darryl Mexic
Registration No. 23,063

10/500286
MODIFIED PCT/JP03/10599 A & B (06-03)
DT04 PCT/PTO 29 JUN 2004

Substitute for Form 1449 A & B/PTO <u>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</u> <i>(use as many sheets as necessary)</i>				Application Number Based on PCT/JP03/10599	
				Confirmation Number Not Yet Assigned	
				Filing Date June 29, 2004	
				First Named Inventor Yusuke WAKABAYASHI	
				Art Unit Not Yet Assigned	
				Examiner Name Not Yet Assigned	
				Attorney Docket Number Q81852	
Sheet	1	of	1		

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code ² (if known)		
		US 5,490,730	A	02/13/1996	Akita et al
		US			
		US			
		US			
		US			
		US			
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		US			
		US			

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)			
		JP	10-82423	A	03/31/1998	HITACHI CONSTR MACH CO LTD	Abstract
		JP	6-81030	A	03/22/1994	TONE CORP	Abstract
		JP	2002-180216	A	06/26/2002	KOMATSU LTD	Abstract
		JP	2003-222133	A	08/08/2003	HITACHI POWDERED METALS CO LTD	Abstract
		JP	8-291823	A	11/05/1996	Asmo Co., Ltd.	
		JP	7-332153	A	12/22/1995	Kubota Corp.	
		JP	62-50023	U	03/27/1987	Nippon Steel Corp.	
		JP	62-188621	U	12/01/1987	Yutani Heavy Industries, Ltd.	
		JP	11-37138	A	02/09/1999	Hitachi Construction Machinery Co., Ltd	

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation ⁶

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to indicate here if English language Translation is attached.